

On May 18, 2011, Plaintiff filed a Declaration which stated that the amount in controversy is less than this Court’s diversity jurisdiction threshold of \$75,000.00, and that it is willing to irrevocably remit all damages in excess of \$75,000.00 should this action be remanded to the Court of Common Pleas of Allegheny County, Pennsylvania. Plaintiffs are “masters of their own claims” and may limit their claims to avoid federal subject matter jurisdiction. *Morgan v. Gay*, 471 F.3d 469, 474 (3d Cir. 2006).

In accordance with the foregoing, the MOTION FOR REMAND (Document No. 5) is **GRANTED**. This case shall be REMANDED to the Court of Common Pleas of Allegheny County, Pennsylvania **FORTHWITH**.

SO ORDERED this 19<sup>th</sup> day of May, 2011.

BY THE COURT:

s/Terrence F. McVerry  
United States District Judge

cc: **Peter B. Skeel, Esquire**  
Email: [pskeel@summersmcdonnell.com](mailto:pskeel@summersmcdonnell.com)

**Matthew C. Lenahan, Esquire**  
Email: [mlenahan@dgmblaw.com](mailto:mlenahan@dgmblaw.com)